

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION**

**ROY LE DESMA,  
Plaintiff;**

**V.**

**R.E. MASSEY, JR., INC. d/b/a  
SCHLOTZSKY'S DELI OF MARBLE  
FALLS and ROY E. MASSEY;  
Defendants.**

§  
§  
§  
§  
§  
§  
§  
§  
§  
§  
§

**CIVIL ACTION NO. A-13-CV-131-LY**

**ORDER OF DISMISSAL WITH PREJUDICE**

On this date came on to be considered the Joint Motion for Dismissal With Prejudice filed by the parties in the above-referenced case. After considering the papers on file with the Court, including the Joint Motion, the Court finds that Plaintiff and Defendants have come to an agreement to settle any and all causes of action brought or that could have been brought in this lawsuit, including any claims under the Fair Labor Standards Act. The Court finds that the parties' settlement of Plaintiff's Fair Labor Standards Act claims constitutes a fair and reasonable resolution of a bona fide dispute arising under the Fair Labor Standards Act. Accordingly, the Court hereby grants the Joint Motion For Dismissal With Prejudice.

IT IS, THEREFORE, **ORDERED, ADJUDGED and DECREED** that the above-styled and numbered cause is dismissed with prejudice to its refilling, and that all costs of Court and attorneys' fees shall be borne by the parties incurring those costs.

SIGNED this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
HONORABLE JUDGE LEE YEAKEL